

MICHAEL J. IOANNOU (SBN 95208)  
mioannou@ropers.com  
LITA M. VERRIER (SBN 181183)  
lverrier@ropers.com  
ELISE R. VASQUEZ (SBN 201190)  
Evasquez@ropers.com  
ROPERS, MAJESKI, KOHN & BENTLEY  
80 North First Street  
San Jose, CA 95113  
Telephone: (408) 287-6262  
Facsimile: (408) 918-4501

Attorneys for Defendant  
NOVA WINES, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PETE LIVINGSTON,

Plaintiff,

v.

KEYA MORGAN aka KEYARASH  
MAZHARI aka KEYA MAZHARI, KEYA  
GALLERY, NOVA WINES, INC.,

Defendants.

CASE NO. C06-02389 MMC

**AMENDED STIPULATION AND  
REQUEST TO EXTEND PRE-TRIAL  
DEADLINES; ~~PROPOSED~~ ORDER**

Judge: The Honorable Maxine M. Chesney

Plaintiff Pete Livingston ("Livingston") and Defendant Nova Wines, Inc. ("Nova Wines"), through their respective counsel of record, hereby stipulate and respectfully request that the Court extend the pre-trial deadlines in this matter.

WHEREAS, not all defendants in this case have been served.

WHEREAS, Plaintiff seeks to take the deposition of the Person Most Knowledgeable of Defendant Nova Wines, Inc., and has requested documents and cannot do so before May 11, 2007.

WHEREAS, Plaintiff's deposition was confirmed for April 25, 2007. On April 24, 2007, Nova Wines, Inc., was advised that Plaintiff had a conflict and needed to reschedule his deposition. Nova Wines agreed to postpone Plaintiff's deposition but no alternate date certain has

1 been agreed upon.

2 WHEREAS, the parties continue to make best efforts to resolve current discovery  
3 disputes.

4 WHEREAS, the current non-expert discovery deadline is May 11, 2007;

5 WHEREAS, the current expert designation deadline is June 1, 2007;

6 WHEREAS, the last day to file dispositive motions is July 20, 2007;

7 WHEREAS, trial is set for October 22, 2007;

8 The parties respectfully request a continuance of deadlines to the dates outlined below:

9 Designate Experts: June 15, 2007

10 Mediation: June 29, 2007

11 Non-expert Discovery July 6, 2007

12 Designate Rebuttal Experts June 29, 2007

13 Expert Discovery Cut-off July 20, 2007

14 This continuance is not expected to affect any other Case Management dates to be  
15 scheduled by this Court. The further status conference is set for June 29, 2007, with the statement  
16 due June 22, 2007.

17 It is so stipulated.

18 Dated: May 9, 2007

ROPER, MAJESKI, KOHN & BENTLEY

20 By: /s/ Elise R. Vasquez

21 ELISE R. VASQUEZ  
22 Attorneys for Defendant  
NOVA WINES, INC.

23 Dated: May 9, 2007

LAW OFFICE OF WILLIAM SIMPICH

25 By: /s/ William M. Simpich

26 WILLIAM M. SIMPICH  
27 Attorney for Plaintiff  
28 PETE LIVINGSTON

**ATTESTATION OF ELECTRONIC FILING**

As the attorney e-filing this document, I hereby attest that William M. Simpich has concurred in this filing.

Dated: May 9, 2007

ROPERS, MAJESKI, KOHN & BENTLEY

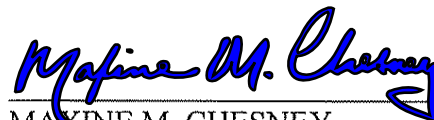
By: /s/ Elise R. Vasquez  
ELISE R. VASQUEZ  
Attorneys for Defendant  
NOVA WINES, INC.

**ORDER**

Pursuant to the foregoing stipulation of counsel, and good cause appearing therefore, it is hereby ordered that the pre-trial schedule is extended as follows:

Last day to designate experts:	June 15, 2007
Last day to conduct mediation:	June 29, 2007
Non-expert discovery cut-off	July 6, 2007
Last day to designate rebuttal experts	June 29, 2007
Last day to conduct expert discovery	July 20, 2007

Date: May 9, 2007



MAXINE M. CHESNEY  
JUDGE, UNITED STATES DISTRICT COURT